COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Health and Provider Services, to which was referred Senate Bill No. 575, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 4, line 17, after "(c)" insert "**As used in this section, "SAS 70 audit" refers to the Statement on Auditing Standards No. 70, an internationally recognized auditing standard developed by the American Institute of Certified Public Accountants.**

(d)".

Page 4, line 19, delete "(d) A" and insert "**(e) Except as provided in subsection (f), a**".

Page 4, line 22, delete "(e)" and insert "**(f) A pharmacist may provide emergency supplies of a prescription as allowed by law.**

(g)".

Page 4, line 28, delete "date" and insert "**data**".

Page 4, line 34, delete "(f)" and insert "**(h)**".

Page 4, line 39, delete "(g)" and insert "**(i)**".

Page 5, line 6, delete "(h)" and insert "**(j)**".

Page 5, line 9, after "auditor" insert "**using the SAS 70 audit or an equivalent audit**".

Page 5, line 11, after "auditor" insert "**using the SAS 70 audit or an equivalent audit**".

Page 5, line 14, delete "(i)" and insert "**(k)**".

Page 7, after line 19, begin a new paragraph and insert:

"SECTION 7. IC 35-48-7-8.1, AS ADDED BY P.L.65-2006, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 8.1. (a) This section applies after June 30, 2007.

(b) The advisory committee shall provide for a controlled substance prescription monitoring program that includes the following components:

(1) Each time a controlled substance designated by the advisory committee under IC 35-48-2-5 through IC 35-48-2-10 is dispensed, the dispenser shall transmit to the INSPECT program the following information:

(A) The controlled substance recipient's name.

(B) The controlled substance recipient's or the recipient representative's identification number or the identification number or phrase designated by the INSPECT program.

(C) The controlled substance recipient's date of birth.

(D) The national drug code number of the controlled substance dispensed.

(E) The date the controlled substance is dispensed.

(F) The quantity of the controlled substance dispensed.

(G) The number of days of supply dispensed.

(H) The dispenser's United States Drug Enforcement Agency registration number.

(I) The prescriber's United States Drug Enforcement Agency registration number.

(J) An indication as to whether the prescription was transmitted to the pharmacist orally or in writing.

(K) The official tamper resistant prescription drug form bar code data, as described in IC 16-42-22-5.7.

~~(K)~~ **(L)** Other data required by the advisory committee.

(2) The information required to be transmitted under this section must be transmitted not more than seven (7) days after the date on which a controlled substance is dispensed.

(3) A dispenser shall transmit the information required under this section by:

(A) uploading to the INSPECT web site;

(B) a computer diskette; or

(C) a CD-ROM disk;

that meets specifications prescribed by the advisory committee.

(4) The advisory committee may require that prescriptions for controlled substances be written on a one (1) part form that cannot be duplicated. However, the advisory committee may not apply such a requirement to prescriptions filled at a pharmacy with a Type II permit (as described in IC 25-26-13-17) and operated by a hospital licensed under IC 16-21, or prescriptions ordered for and dispensed to bona fide enrolled patients in facilities licensed under IC 16-28. The committee may not require multiple copy prescription forms ~~and serially numbered prescription forms~~ for any prescriptions written. The advisory committee may not require different prescription forms for any individual drug or group of drugs. Prescription forms required under this subdivision must be jointly approved by the committee and by the Indiana board of pharmacy established by IC 25-26-13-3.

(5) The costs of the program.".

Renumber all SECTIONS consecutively.

(Reference is to SB 575 as introduced.)

and when so amended that said bill be reassigned to the Senate Committee on Appropriations.

Committee Vote: Yeas 9, Nays 0.

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Miller **Chairperson**